

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 12477 of 2007

DATED: 20.6.2007

Between:

Smt V.Varalakshmi

petitioner

And

The Depot Manager,
APSRTC
Hayathnagar Bus Depot,
Hayathnagar, Hyderabad

Respondent

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 12477 of 2007

ORAL ORDER:

The petitioner seeks the following relief in the present writ petition.

“.....Writ of Mandamus declaring the inaction of the respondent in not complying the order passed in Writ Petition No. 4272 of 2007 dated 2.3.2007 by this Hon'ble Court is illegal, arbitrary and against the principles of natural justice, which is bad in the eyes of Law and in practice and consequently direct the respondent to take the petitioner on duty as the respondent failed to furnish/supply the relevant documents connected to the alleged charges of the charge sheet dated 30.11.2006 framed against the petitioner till date by suspending the suspension order dated 30.11.2006.....”

The petitioner herein is conductor in the respondent corporation. She was kept under suspension by order dated 30.11.2006 alleging that she refused to perform the duty on service No. 131/2 (Route No. 299-M) on 16.11.2006 resulting in cancellation of the service causing inconvenience to the traveling public and loss of revenue to the corporation. Questioning the suspension order the petitioner filed W.P. No. 4272 of 2007 and the same was disposed of by order dated

2.3.2007. The operative portion of the order dated 2.3.2007 reads as under:

“In view of the above, without expressing any opinion on merits, the respondents are directed to furnish all the documents as requested by the petitioner under letters dated 30.11.2006 and 23.12.2006 and until the same are furnished, the respondents shall not proceed with the enquiry.”

The petitioner claims that she has submitted a representation dated 9.3.2007 to the respondent requesting to comply with the directions of this Court in W.P. No. 4272 of 2007 and to furnish the documents sought by her and alleges that the said documents were not furnished to her. Hence, the present writ petition seeking implementation of the orders of this Court in W.P. No. 4272 of 2007.

Today when the matter is taken up, the petitioner (party in person) submitted that the respondent has not complied with the orders of this Court in W.P.No.4272 of 2007 dated 2.3.3007 and without furnishing the required documents is proceeding with the enquiry.

On the other hand, learned Standing Counsel for respondent on instructions submitted that the petitioner was furnished with the material available on record.

Heard the petitioner/party in person and learned standing counsel for respondent corporation and perused the material available

on record.

The petitioner alleges that the orders of this Court in W.P.No.4272 of 2007 were not complied with and seeks a direction to the respondent to comply with the same. If the orders of this were not complied with by the respondent, the petitioner has to pursue the remedies provided under law and certainly a writ petition does not lie Contempt of Courts Act, 1971. A writ cannot be issued for implementaion of the

There are no merits in the writ petition. Accordingly, the same is dismissed. The petitioner is at liberty to avail the remedies open to her under law. No costs.

N.V.RAMANA,J

DATE: 20.6.2007
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